

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460



OFFICE OF AIR AND RADIATION

(b) (4)

Dear (b) (4) :

EPA has finalized its review of your appeal to the (b) (4) determination that (b) (4) and all affected product options would be disqualified from ENERGY STAR and determined that (b) (4) and affected options (b) (4) will be disqualified. EPA denied (b) (4) initial (b) (4) dispute in which it asserted that (b) (4). The product option that was tested and failed was designated as an ENERGY STAR option in the National Fenestration Rating Council (NFRC) listing of ENERGY STAR certified products, and the unit was custom built for verification testing.

EPA subsequently considered your (b) (4), appeal in which you assert that (b) (4).

In a (b) (4), call between EPA and (b) (4), EPA explained that of the 374 product options associated with model (b) (4) and initially identified for potential disqualification, NFRC assisted EPA in narrowing the scope of affected products and options to four for disqualification. That scope results in the disqualification of only models and options that are coupled with (b) (4).

On this basis, EPA is proceeding with disqualification of (b) (4) and affected options (b) (4).

Organizations responsible for ENERGY STAR products that are disqualified through ENERGY STAR verification testing are required to submit confirmation of product control measures ("PCM") taken to control the sale, distribution and promotion of the affected units in the marketplace.

(b) (4) submittal of PCM is due by (b) (4), and should be made using the standard Partner Response Form ("PRF") available at [www.energystar.gov/prfd](http://www.energystar.gov/prfd). Upon review of (b) (4) proposed PCM, EPA will notify (b) (4) whether they are acceptable. If (b) (4)

(b) (4) seeks to deviate from the proposed PCM, it must notify EPA prior to doing so.

Please submit (b) (4) completed PRF and any supporting documentation to [enforcement@energystar.gov](mailto:enforcement@energystar.gov). **All communication regarding this notice must include the appropriate case number (WDS01-2018-01) in the subject line.**

ENERGY STAR is an established U.S. Government program, and EPA must ensure that the ENERGY STAR name and logo is used correctly to protect the integrity of the program they represent. Any partner that uses the name and/or logo improperly and fails to take product control measures per EPA's request may be subject to termination of its ENERGY STAR Partnership Agreement, and referred to EPA's Office of General Counsel.

Thank you for your prompt attention to this matter and your continued support of the ENERGY STAR program.

Sincerely,

A handwritten signature in black ink, appearing to read 'Ann Bailey', is positioned above the typed name.

Ann Bailey, Chief  
ENERGY STAR Labeling Branch  
U.S. Environmental Protection Agency